

05-03-05

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PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. MBHB02,742-F (400/131))

IN THE APPLICATION OF:

McSwiggen, *et al.*

Serial No. 10/665,951

Filed: September 18, 2003

Title RNA Interference Mediated Inhibition Of
Vascular Endothelial Growth Factor And
Vascular Endothelial Growth Factor
Receptor Gene Expression Using Short
Interfering Nucleic Acid (siNA)

Examiner: Bowman, Amy Hudson

Group Art Unit: 1635

Confirmation No.: 8325

TRANSMITTAL LETTERMail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


Sir:

In regard to the above identified application:

1. We are transmitting herewith the attached:
 - a. Response to Office Action mailed March 30, 2005; and
 - b. Return Receipt Postcard.
2. With respect to additional fees:
☒ No additional fee is required.
3. Please charge any additional fees or credit overpayment to Deposit Account No.13-2490. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.10: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service under Express Mail Label No.: EV596660142US in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 2nd day of May 2005.

Date: May 2, 2005

By:


Michael S. Greenfield
Reg. No. 37,142



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RESPONSE TO OFFICE ACTION MAILED MARCH 30, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

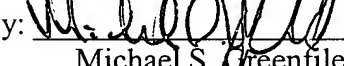
Sir:

In response to the Restriction Requirement mailed on March 30, 2005, Applicant hereby elects without prejudice Group II, claim 36, drawn to a method of down-regulating the expression of a vascular endothelial growth factor receptor (VEGFR1) gene, for prosecution on the merits, with traverse.

The response, due on Saturday, April 30, 2005, is timely filed on Monday, May 2, 2005. Accordingly, it is believed that no fee is due in connection with this response. If a fee is due, the Commissioner is hereby authorized to charge payment of any fees required in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 13-2490.

Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff LLP

Date: May 2, 2005

By: 
Michael S. Greenfiled
Registration No. 37,142